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5 Attorney for Octavio Moreno Reyna

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8 UNITED STATES DISTRICT COURT

9 SOUTHERN DISTRICT OF CALIFORNIA

10 (HONORABLE ROGER T. BENITEZ)

11 UNITED STATES OF AMERICA,) Criminal No. 08CR1636-BEN
12 Plaintiff,)
13 v.) Date: August 11, 2008
14 OCTAVIO MORENO REYNA,) Time: 2:00 p.m.
15 Defendant.)
16)
TO: KAREN P. HEWITT, UNITED STATES ATTORNEY, and JEFFREY D.
MOORE, ASSISTANT UNITED STATES ATTORNEY

17 PLEASE TAKE NOTICE that Defendant, Octavio Moreno Reyna, by and
18 through his Counsel, David J. Zugman, files the instant joint motion to
19 continue the motion hearing from August 11, 2008, at 2:00 p.m. to
20 September 15, 2008, at 2:00 p.m..

21 Respectfully Submitted,

23 Date: August 6, 2008 S/David J. Zugman
24 David J. Zugman
25 Attorney for Mr. Reyna

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1 PROOF OF SERVICE

2 I, the undersigned, declare that:

3 1. I am over eighteen (18) years of age; am a resident of the
4 County of San Diego, State of California; and my business address is 964
5 Fifth Avenue, Suite 300, San Diego, California, 92101-5008.

6 2. I am effecting service of JOINT MOTION TO CONTINUE THE MOTION
7 HEARING on the following parties by electronically filing the foregoing
8 with the Clerk of the District Court using its ECF System, which
9 electronically notifies them:

10 Jeffrey Moore, Assistant U.S. Attorney
11 Office of the U.S. Attorney
12 880 Front Street
13 San Diego, CA 92101

14 3. I hereby certify that I have mailed the foregoing, by United States
15 Postal Service to the following non-ECF participants in this case:

16 1. N/A

17 to the last known address, at which place there is delivery service of
18 mail from the United States Postal Service.

19 I declare under penalty of perjury that the foregoing is true and
20 correct.

21 Executed on August 6, 2008.

22 S/David Zugman
23 DAVID J. ZUGMAN

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11 UNITED STATES DISTRICT COURT

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13 (HONORABLE ROGER T. BENITEZ)

14 UNITED STATES OF AMERICA,) Case No. 08CR1636-BEN
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THE PARTIES STIPULATE to continue Mr. Reyna's motion hearing from August 11, 2008, at 2:00 p.m. to September 15, 2008, at 2:00 p.m.. This is the second continuance request for the motion hearing. While the parties still anticipate arriving at plea agreement which will obviate the need for the motion hearing, the Assistant U.S. Attorney assigned to the matter is leaving the office and the matter is to be reassigned. Because the reassignment will require a brief continuance of the motion hearing, Counsel believes it expeditious to simply put the matter off by stipulation. Mr. Reyna is in custody. The new date and time have been cleared with this Court's clerk.

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08CR1636-BEN

1 **IT IS SO STIPULATED:**

2 Dated: August 6, 2008

S/David Zugman

DAVID ZUGMAN

ATTORNEY FOR MR. REYNA

4 Dated: August 6, 2008

S/Jeffrey Moore

JEFFREY MOORE

ASSISTANT U.S. ATTORNEY

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